

## XII. Sections 69 and 70, Cattle Trespass.

### XII. SECTIONS 69 AND 70, CATTLE TRESPASS.

#### A. Section 69, Cattle Trespass.

**316.** The attention of the officers of the Revenue, Police and Forest Departments is drawn to the remarks in Government Resolution No. 7232, dated 12th September 1892, regarding the treatment of cases of cattle trespass on forest lands and the necessity is impressed on the Commissioners, Collectors and District Magistrates for the exercise of close and constant supervision over the proceedings of all officers subject to their authority in that and the other matters dealt with in this Resolution.\*

**NOTE.**—The Government Resolution mentioned above deals with the exceptional severity of the Forest Officers, especially of the Deccan, in regard to cattle trespass cases and gives orders to the effect that cattle trespassing in forests, unless under aggravating circumstances, should be treated with consideration and leniency, and that cattle owners should in no case be unnecessarily punished or harassed.

**317.** In cases of cattle trespass on forest lands, proceedings should ordinarily be taken under the Cattle Trespass Act, and whenever further proceedings against the offenders may be considered expedient, they should ordinarily be by complaint laid before a Magistrate.†

**NOTE.**—For procedure to be followed in impounding cattle, read sections 286 and 287 of this Chapter.

#### B. Section 70, Pound Fees.

**318.** In lieu of the fines fixed by section 12 of the Cattle Trespass Act, the Pound fees in the Thána following pound fees shall be levied in the Thána District, according to powers conferred by section 70 of the Indian Forest Act, No. VII of 1878:—

For each buffalo	...	...	...	1 rupee.
For each horse, mare, gelding, pony, colt, filly, bull, bullock, cow or heifer	...	...	...	8 annas.
For each calf, ass, pig, ram, ewe, sheep, lamb, goat or kid...	...	...	...	4 annas.†

**319.** In exercise of the powers conferred by section 70 of the Indian Forest Act, No. VII of 1878, the Governor in Council is pleased to direct that in lieu of the fines fixed by section 12 of the Cattle Trespass Act, 1871, there shall be levied in the taluka of the Ahmednagar District entered in the schedule hereto annexed, in respect of animals trespassing in the Reserved Forests mentioned against the

\* Government Resolution No. 7907, dated 6th October 1892.

† Government Resolutions No. 8626, dated 3rd November 1892; and No. 1355, dated 17th February 1893.

‡ Government Notification No. 4881, dated 18th July 1891, *Bombay Government Gazette*, 1891, Part I, page 615.

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B. SECTION 70, POUND FEES—*continued.*

táluka and impounded under section 69 of the Indian Forest Act, fines at the following rates, *viz.* :—

For each buffalo	...	...	1 rupee.
For each horse, mare, gelding, pony, colt, filly, bull,	...	...	8 annas.
bullock, cow or heifer	...	...	4 annas.
For each calf, ass, pig, ram, ewe, sheep, lamb, goat or kid...	...	...	4 annas.

*Schedule referred to.*

Name of Táluka.	Number.	Name of Reserved Forest.
Nagar	1	Khápurwadi.
	2	Deogaon.
	3	Ratadgaon.
	4	Shendi.
	5	Imámpur.
	6	Gúnjala.
	7	Manjar Sum.
	8	Gospuri.
	9	Chichondi.
	10	Naraindoho.*

**320.** In exercise of the powers conferred by section 70 of the Indian Forest Act, No. VII of 1878, the Governor in Council is pleased to direct that in lieu of the fine fixed by section 12 of the Cattle Trespass Act, 1871, there shall be levied in the tálukas of the Poona District entered in the schedule here-  
 to annexed, in respect to cattle trespassing in the Reserved Forests in the said tálukas and impounded under section 69 of the Indian Forest Act, a fine at the following rate :—

For each goat or kid ... 4 annas.

*Schedule referred to.*

Name of Táluka.

- (1) Haveli.
- (2) Sirur.
- (3) Bhimthadi.
- (4) Indápur.†

\* Government Notification No. 4764, dated 25th June 1895, *Bombay Government Gasette*, 1895, Part I, page 725.

† Government Notification No. 6005, dated 16th July 1894, *Bombay Government Gasette*, 1894, Part I, page 737.

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### B. SECTION 70, POUND FEES—*continued.*

**321.** In the same way and under the same Act as given in the above section Pound fees for goats and kids in the Sátára District. the following pound fees are to be levied on cattle trespassing in Reserved Forests in the Sátára District :—

For each goat or kid

4 annas.\*

**322.** In exercise of the powers conferred by section 70 of the Indian Forest Act, No. VII of 1878, the Governor in Council is pleased to direct that in lieu of the fines fixed by section 12 of the Cattle Trespass Act, 1871, there shall be levied in the Tálukas and Petha of the Poona District entered in the schédule hereto annexed, in respect to cattle trespassing in the closed portions of the Reserved Forest Kurans mentioned against the tálukas, and impounded under section 69 of the Indian Forest Act, fines at the following rates, *viz.*—

For each buffalo	...	...	...	...	1 rupee.
For each horse, mare, gelding, pony, colt, filly, bull, bullock,					
cow or heifer	...	...	...	...	8 annas.
For each calf, ass, pig, ram, ewe, sheep, lamb, goat or kid				...	4 annas.

*Schedule referred to.*

Name of Táluka or Petha.	No.	Name of Kuran.
Haveli     ...     ...     ...	1	Kothrud.
	2	Páshán.
	3	Bávdhan.
	4	Wárje.
	5	Dháyári.
	6	Pethyáchi kuran (Bhámburda).
	7	Dhargái.
	8	Jamboli.
	9	Kopre.
	10	Aglambe.
	11	Sámgrun.
	12	Bhawánicha Dará.
	13	Kátráj.
	14	Kasarsai.
	15	Arvi.

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B. SECTION 70, POUND FEES—*continued*.

Name of Táluka or Petha.	No.	Name of Kuran.
Haveli— <i>continued</i> ...	16	Gogalwádi.
	17	Párvati, 2 numbers.
	18	Khadakvásla (large and small).
	19	Mánjri Budruk.
	20	Kalyán.
	21	Sonápur.
	22	Nándoshi.
	23	Dhánori.
	24	Bhukum.
	25	Márunji.
	26	Undri.
	27	Pisoli.
	28	Wánowri, Nos. 48 and 49.
	29	Hadapsar, No. 98.
Mulshi Petha ...	30	Mahamadwádi, No. 45.
	31	Kondhwe Khurd, No. 34.
Mulshi Petha ...	1	Daravli.
	2	Ghotavdi.
Khed ...	1	Varale.
	2	Warsali.
	3	Chákan Jagthambi and Parbatti.
	4	Ambethan.
	5	Chimbli.
	6	Kelgaon Chás.
Mával ...	1	Naulákh Umbre.
	2	Ambi.
	3	Akurdi.
	4	Wadgaon.
	5	Indori.
	6	Nanavli.
	7	Pachane.
	8	Pasurne.
	9	Talegaon.

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### B. SECTION 70, POUND FEES—*continued*.

Name of Táluka or Petha.	No.	Name of Kuran.
Purandhar ... ..	1	Kikri.
	2	Rhongawli.
	3	Bhiwri, No. 2.
	4	Shivre.
	5	Pokhar.
	6	Kambre.
	7	Ghera Purandhar, No. 7 in seven pieces.*

NOTE.—Regarding impounding of cattle read sections 286 and 287, Standing Orders, Forests.

**322a.** There shall be levied in areas of Reserved Forest in the Bijápur District, specified in the schedule hereto annexed, fines at the marginally noted rates in respect to goats and sheep trespassing in those forests and impounded under section 69 of the Indian Forests Act :—

Pound fees in Bijápur District, goats and sheep.

For each goat... 4 annas.  
For each sheep . 2 annas.

*Schedule referred to above.*

Name of Táluka :

Bádámi.

Bágalkot.

Hungund.

Muddebihál (Tangadgi village only).

Bágewádi (Kolhar, Baloti, Muttaldini, Sednath, Chimalgi, Benal Devlapur, Nidgundi, Araldini, Marimatti and Almatti villages only).

Bijápur (Mamdapur and Kakhandki villages only).†

**322b.** In cases of persistent trespass in specially closed areas the fees for Enhancement of pound cattle impounded in those areas should be enhanced till they act as an effective check.‡

\* Government Notification No. 3558, dated 11th May 1895, *Bombay Government Gazette*, 1895, Part I, page 554.

† Government Notification No. 7601, dated 27th July 1908.

‡ Government Resolution No. 9360, dated 15th October 1910.